

FILED

JUL 30 2015

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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA1 MELINDA HAAG (CABN 132612)
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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA)

CR No. 3-15-70856 MEJ

17 Plaintiff,)

STIPULATION AND [PROPOSED] INTERIM
PROTECTIVE ORDER

18 v.)

19 ADAM SHAFI,)

20 Defendant)

~~FILED UNDER SEAL~~

21 The United States of America, by and through MELINDA HAAG, United States Attorney for
22 the Northern District of California, and Candace Kelly, Assistant United States Attorney for the
23 Northern District of California, and the defendant, Adam Shafi, and his attorneys Harris Taback and
24 Frederick Remur, hereby stipulate and agree as follows:

25 WHEREAS the defendant is charged by Complaint with violating Title 18, United States Code,
26 section 2339B (attempt to provide material support to a foreign terrorist organization). To date, the
27 parties have stipulated and the Court has ordered that the matter remain under seal. In connection with
28 this Complaint, the United States is in possession of recorded telephone conversations between and
among the defendant and his associates, some of whom are still under investigation.

WHEREAS in order to protect the ongoing investigation and to allow the defendant the greatest

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1 opportunity to prepare an effective defense in preparation for trial in this matter, the United States and
2 defendant agree that disclosure of the recordings are subject to the following restrictions:

3 IT IS HEREBY STIPULATED AND AGREED:

4 1. The parties agree that the provisions of this Interim Protective Order apply to conversations
5 between and among the defendant and his associates that were intercepted and recorded ("recorded
6 conversations").
7 2. The following individuals (the "defense team") may obtain and examine a copy of the recorded
8 conversations under the conditions set forth herein for the sole purpose of preparing the defense and for
9 no other purpose:

- 10 a. Counsel for defendant;
11 b. Persons employed by defense counsel who are assisting with the preparation of the
12 defense;
13 c. Defendant, but only in the presence of one of his attorneys;
14 d. Any expert retained on behalf of the defendant to assist in the defense of this matter;
15 e. Any investigator retained on behalf of defendants to assist in the defense of this matter.

16 3. The United States shall make two copies of the recorded conversations for the defense team.
17 The defense team shall not make copies of the recorded conversations without further Court Order.
18 The defense team (excluding the defendant) will maintain custody of the recorded conversations. No
19 person other than a member of the defense team will be permitted to review the recorded conversations.

20 4. The recorded conversations, as well as any references to or summaries of them, will not be filed
21 publicly at any time without prior agreement of the parties or shall be filed under seal.

22 5. Any willful violation of this Order shall constitute a criminal contempt of Court for which
23 sanctions are provided by law. The parties who agree to receive information which is subject to this
24 Order agree that this Court has jurisdiction to enter this Order.

25 6. By signing below, defense counsel acknowledge the terms of this protective order and undertake
26 the obligation to disclose the existence and terms of this Order to any other person who is authorized to
27 receive or review the recorded conversations, including the defendant, investigators, staff and
28 subsequent attorneys authorized to represent the defendant.

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1 7. A copy of this Stipulation and Interim Protective Order shall be maintained with the recorded
2 conversations at all times.

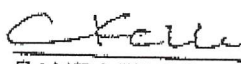
3 8. Any disputes concerning this Stipulation and Interim Protective Order shall be resolved by this
4 Court only after counsel for the United States and defendant have first conferred and attempted to
5 resolve the dispute.

6 9. The parties are not precluded from applying to the Court for further relief or modification of this
7 Order.

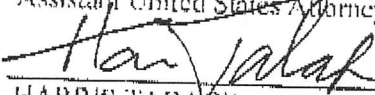
8 SO STIPULATED:

MELINDA HAAG
United States Attorney

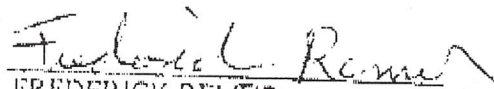
11 DATED: July 27, 2015


CANDACE KELLY
Assistant United States Attorney

14 DATED: July 29, 2015

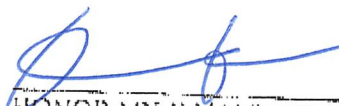

HARRIS TABACK
Attorney for Defendant's Name

17 DATED: July 29, 2015


FREDERICK REMER
Attorney for Defendant's Name

19 SO ORDERED.

21 DATED: 7/30/15


HONORABLE NANDOR VADAS
United States Magistrate Judge

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